

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE
OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 15 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUL 7 2005

The applicant **Town of Eureka** hereby makes application for permission to change the **Point of Diversion and Place of Use of a portion** of water heretofore appropriated under **Permit # 66208**

1. The source of water is **Underground**
2. The amount of water to be changed **0.021 CFS, not to exceed 15 ac. ft annually**
3. The water to be used for **Quasi-Municipal**
4. The water heretofore permitted for **Quasi-Municipal**
5. The water is to be diverted at the following point **Located within NW ¼ NW ¼, Sec. 10, T. 21 N., R. 53 E., M.D.B. & M. from a point from which the Southeast Corner of said Sec. 10 bears S 45° 09' 28" E a distance of 7,038.99 feet.**
6. The existing permitted point of diversion is located within **Located within the NE ¼ NW ¼, Sec. 10, T. 20 N. R. 53 E. MDB & M. from a point from which the Northwest corner of said Section 10 bears N 46° 32' 00" W a distance of 1,869.0 feet.**
7. Proposed place of use **Eureka County as created under NRS 243.1110 and revised under NRS 243.115, 243.120, 243.130, and 243.137**
8. Existing place of use **SE¼; SE¼-NE¼; E½-NE¼-NE¼; and portions of the NW¼-SW¼; NE¼-SW¼; and SE¼-SW¼ of Sec. 9; W½ of Sec. 10; E½-E½; NW¼-NE¼; portions of the NE¼-NW¼; SW¼-NE¼; NW¼-SE¼; and SW¼-SE¼ of Sec. 16 all within T. 20 N. R. 53 E. MDB&M**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works. **Turbine pump. Drilled well, and onsite storage facility.**
12. Estimated cost of works **\$200,000**
13. Estimated time required to construct works **2 Years**
14. Estimated time required to complete the application of water to beneficial use **3 Years**

15. Remarks: The proposed well and storage facility will be used for onsite storage for the adjacent volunteer fire department and for general construction purposes for Eureka County Public Works Department.

By Barry Fitzpatrick, Agent
s/ Barry A. Fitzpatrick
800 East College Parkway
Carson City, Nevada 89706

Compared lt/gkl lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 66208 is issued subject to the terms and conditions imposed in said Permit 66208 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.021 cubic feet per second, but not to exceed 15.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 19, 2007

Proof of completion of work shall be filed on or before:

May 19, 2007

Water must be placed to beneficial use on or before:

April 19, 2009

Proof of the application of water to beneficial use shall be filed on or before:

May 19, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 19th day of April, A.D. 2006



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____